

ORDINANCE 2005-07

AN ORDINANCE ESTABLISHING PROCEDURES FOR ISSUANCE OF PERMITS FOR SEASONAL FRUIT AND/OR VEGETABLE VENDORS AND YARD SALES

WHEREAS, it is the intention of the City of Somerset to establish procedures for issuance of permits for operation, and

WHEREAS, after careful consideration, the City Council of the City of Somerset has determined these procedures and rules will best serve the public welfare.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSET, TEXAS

Section 1.

Seasonal fruit and/or vegetable vendors will be required to have a permit issued from City Hall, for a period of seventy-two hours and to be renewed every seventy-two hours (72), as needed. Vendors are required to have written permission from property owner(s) to set up and sell. All permits for seasonal fruit and/or vegetables will be at no cost to the vendors, however if the vendor sells anything other than fruit and/or vegetables then a permit fee will be charged accordingly to Ordinance 2005-05, the Master Fee Schedule.

Section 2.

Any person within the boundaries of the City limits, of the City of Somerset will be required to have a permit issued from City Hall for yard sales. Each physical address will be allowed twelve (12) yard sales per year, at no cost. Additional permits can be purchased from City Hall at a rate of twenty-five (\$25.00) dollars for six (6) months or fifty (\$50.00) dollars for a year.

Section 3.

All permits will be available for verification, upon request by the appropriate officer of the City of Somerset. Permits are not transferable from one person to another or from one location to another location.

Section 4.

Penalty

Any person who violates a provision of these rules and any person who is the vendor, and does not comply with the requirements will be required to pay fifty (\$50.00) dollars to obtain a yearly permit.

Section 5.

Severability

If any section, sentence, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 6.

Necessity

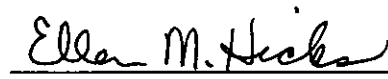
It is hereby declared that this Ordinance is necessary to control the seasonal fruit and/or vegetable vendors and yard sales.

INTRODUCED, READ AND PASSED BY AN AFFIRMATIVE VOTE OF THE CITY COUNCIL OF THE CITY OF SOMERSET, TEXAS ON THIS THE 9TH DAY OF AUGUST, 2005.



FRED GONZALES, MAYOR

ATTEST:



City Clerk